



GUAM ENVIRONMENTAL PROTECTION AGENCY • AHENSIAN PRUTEKSIÓN LINA'LA' GUÅHAN

LOURDES A. LEON GUERRERO • GOVERNOR OF GUAM | JOSHUA F. TENORIO • LIEUTENANT GOVERNOR OF GUAM
WALTER S. LEON GUERRERO • ADMINISTRATOR | MICHELLE C. R. LASTIMOZA • DEPUTY ADMINISTRATOR

Mr. Jorge O. Cardona
Owner
Best Car & Truck Service
722 O'Brien Drive
Hagatna, Guam 96910

RECEIVED JAN 27 2023

PRINT NAME: JORGE O. CARDONA

SIGNATURE: [Signature]

RE: Notice of Violation, Order of Compliance No. SW 23-003

DATE/TIME: JAN 27 - 2023 11:24 AM

Hafa Adai Mr. Cardona:

This Notice of Violation and Order of Compliance (NOV/OC) No. SW 23-003 is issued to you, Mr. Jorge Cardona (herein referred to as Respondent), for solid waste violations found on lot no. L5231-2-2 (herein referred to as Site No. 1), and the adjacent lot no. L5231-2-1 (herein referred to as Site No. 2), located in the municipality of Dededo.

The Guam Environmental Protection Agency (Guam EPA) is responsible for implementing and enforcing the Solid Waste Management and Litter Control Act (SWMLC), Chapter 51 of Title 10, Guam Code Annotated (GCA).

This NOV/OC is based on a solid waste complaint inspection conducted on November 30, 2022, and Dec. 15, 2022, concerning the accumulation of vehicles, heavy equipment, and leaky equipment stored on Site No. 1 and 2.

On November 30, 2022, in collaboration with the Department of Public Works and the Guam Environmental Protection Agency (Guam EPA), Mr. Rudy Cabana, DPW Chief Planner, and representatives from Guam EPA, Messrs. Glenn San Nicolas, Environmental Health Specialist (EHS) Supervisor, and Reid Aguon, EHS I, met with the Respondent concerning the complaint. After proper introductions and explaining the purpose of the complaint, Mr. Cardona allowed Guam EPA to inspect the property since the Respondent was not physically able to accompany them on the inspection.

During the inspection, Guam EPA observed approximately forty-four (44) units of heavy equipment consisting of buses, flatbed trucks, dozers, forklifts, tow trucks, graders, bobcats, boom trucks, tanker trucks, box trucks used as storage, dump trucks, operational dump trucks with Best Car & Towing Service logos on them, and miscellaneous heavy equipment parts, engine blocks, truck cabs, chassis, and trailers on the ground and in overgrown vegetation. In addition, approximately ten (10) drums of petroleum product, two (2) uncovered five (5) gallon buckets of used oil, evidence of petroleum-stained soils (located underneath heavy equipment), household waste, and

approximately three hundred (300) used tires on Site 1. Also, Guam EPA observed heavy equipment and cars on Site 2 along Uhang Street.

On December 15, 2022, Guam EPA representative Mr. Glenn San Nicolas inspected Site No. 2. Guam EPA observed seven (7) vehicles, a tractor-trailer, a backhoe, and a street sweeper in vegetation. According to a phone conversation with the Respondent, the heavy equipment and vehicles were placed on the property without the owner's approval since the Respondent did not know who owned the property.

A Compliance Evaluation Investigation (CEI) Report and site photos are attached to the NOV/OC.

NOTICE OF VIOLATIONS

Based on the CEI, the Respondent violated the following sections of the SWMLC.

1. "It shall be unlawful for any person to violate any provision of this Chapter or any rule, regulation, standard, or order issued under this Chapter." 10 GCA §51110(a)

- *As described in this report, the Respondent violated the Solid Waste Management and Litter Control Act provisions, as indicated below.*

2. "It shall be unlawful for any person to place, or allow to be placed, any solid waste upon the highways, public or private property contrary to the provisions of this Chapter." 10 GCA §51110(a)(3).

- *The Respondent placed or allowed the placement of miscellaneous solid waste such as but not limited to vehicles, heavy equipment, waste tires, household waste, and various scrap metals along the easements and on Sites 1 & 2 contrary to the provisions of this Chapter. The Respondent also placed vehicles, equipment, and tires on Site 2 without the landowner's consent.*

3. "It shall be unlawful for any person to manage solid waste facilities without a permit issued pursuant to this Chapter;" 10 GCA §51110(a)(4).

- *The Respondent operates a Solid Waste Management Facility (Storage and Processing) for vehicles, vehicle parts, salvaged materials from heavy equipment and automobiles, and tires without a Permit issued by Guam EPA. The Respondent collects, stores, and processes cars, heavy equipment, waste tires, and miscellaneous heavy equipment parts, engines, and metals without a Solid Waste Management Facility permit. According to the Respondent, he prepares the cars for recycling by removing trash and other debris required by Global Recycling. He also repairs and stores heavy equipment for his business, and some of the heavy equipment is leaking petroleum product onto the ground or into open containers.*

4. "It shall be unlawful for any person to store, collect, transport, process, or dispose of solid waste in such a manner as to degrade the environment, create a public nuisance, create a health or safety hazard, or violate any provisions of this Chapter." 10 GCA §51110(a)(5).

As provided in 5 GCA §9205, a "Notice of Intent to Appeal, also known as a Notice of Defense, may be hand-delivered or mailed to the following address:

Guam Environmental Protection Agency Board of Directors
C/o Administrator
Attn: Air & Land Division
Guam Environmental Protection Agency
Building 17-3304 Mariner Avenue, Tiyan
Barrigada, Guam 96913

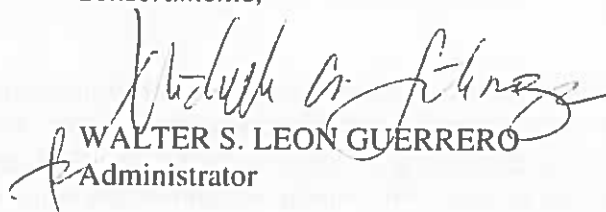
If you file a Notice of Intent to Appeal/Notice of Defense, the Guam EPA's Board of Directors shall hold a public hearing not more than sixty (60) calendar days after receipt of such Notice of Intent to Appeal/Notice of Defense. At this time, you may appear and present evidence in person or through counsel in support of this Petition.

Failure to file a Notice of Intent to Appeal and Verified Petition within the specified period will constitute a waiver of your right to a hearing. If you waive your rights to a hearing, the Order of Compliance will become final, and Guam EPA may proceed with the Orders without a hearing and further notice to you.

Should you have any questions regarding this notice, please contact Mr. Glenn V. San Nicolas from the Solid Waste Program at 300-4751.

Dangkolu na si Yu'us ma'åse'.

Senseramente,


WALTER S. LEON GUERRERO
Administrator

Attachments: CEI Report
Notice of Intent to Appeal

- *The Respondent collects, stores, processes, and or disposes of cars, heavy equipment, waste tires, and miscellaneous heavy equipment parts, engines, metals, drums, and containers of used oil, and household waste on Site 1 and stores vehicles and equipment on Site 2 in a manner that creates a public nuisance and health and safety hazard, resulting in complaints from residential neighbors in the area and the property owner of Site 1. The*
- *Additionally, unpermitted operations located over the Northern Aquifer and within the Ground Water Protection Zone can impact Guam's water resources.*

ORDER OF COMPLIANCE

Based on the violations cited above, Guam EPA hereby requires the Respondent to perform the following remedial measures within the time frames stated below from the date of receipt of this Order:

1. Immediately cease all illegal waste activity on the subject properties;
2. Within seven (7) calendar days upon receipt of this NOV/OC, submit the following:
 - a. Submit a Guam EPA Disposal Plan for the waste on the property.
3. Upon Guam EPA approval of the Disposal Plan, within thirty calendar days (30):
 - a. Remove and properly dispose of all waste vehicles/equipment & parts, used tires, trash, metals, and waste oil/petroleum product/fuel) from Sites 1 & 2.
 - b. Remove and properly dispose of all petroleum-stained soils; and
 - c. Provide Guam EPA with a copy of the Disposal receipts.

Nothing in this Order of Compliance limits the ability of Guam EPA to enforce any provisions of applicable Guam laws and regulations. Guam EPA does not waive any rights or remedies available to it. Failure to comply with this Compliance Order may subject you to additional administrative, civil, or criminal penalties.

The violations listed above may subject you to a penalty of not more than one thousand \$1,000.00 per day for each violation or noncompliance, as provided by 10 GCA §§51115(b) and (c). Guam EPA is authorized by 10 GCA §51115(c) to impose penalties upon consideration of factors including the nature and history of the violations and of any prior violations, and the opportunity, difficulty, and history of corrective action.

The Respondent was issued an NOV/OC no. SW 21-001 on April 12, 2021, for similar solid waste violations and continues to violate the solid waste management provisions of the SWMLC.

NOTICE OF RIGHT TO APPEAL

You may file within fifteen (15) calendar days from the receipt of this NOV/OC a Notice of Intent to Appeal, also known as a Notice of Defense, with the Guam EPA's Board of Directors, setting forth in such Notice of Intent to Appeal/Notice of Defense, a verified petition outlining the legal and factual bases. Attached is a copy of the Notice of Intent to Appeal/Notice of Defense.

Unless a written request for a hearing signed by you or on your behalf is hand-delivered or mailed to Guam EPA within fifteen (15) calendar days of receiving this NOV/OC, Guam EPA may proceed with the NOV/OC without a hearing.



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Solid Waste Compliance Evaluation Investigation (CEI)

Purpose:	Solid Waste Complaint
Date of Investigation:	November 30, 2022 December 15, 2022
Guam EPA Permit No.	None
Site Location:	L5231-2-1 & 2, Dededo, Guam
Alleged Violator:	Jorge O. Cardona, Owner (Best Car & Truck Service)
Mailing Address:	722 O'Brien Drive, Hagatna, Guam 96910
Contact Number:	671-483-6554
GEPA Representative:	Glenn San Nicolas, EHS Supervisor, Reid Aguon, EHS I
DPW Representative:	Rudy Cabana, Chief Planner
Phone:	671-300-4764
Report Date:	December 21, 2022

Site Map

Lot no. L5231-2-1 & 2

Dededo



Fig. 1 Vicinity Map (Red lines on the map indicate the properties lie over the Northern Aquifer and within the Ground Water Protection Zone) lot no. L5231-2-2 (Site 1), lot no. L5231-2-1 (Site 2),

BACKGROUND

Lot no. L5231-2-2 (Site 1), Dededo, is located at the corner of Chalan (Chln.) Josen Olympia and Uhang Street, Dededo. According to the Land Records Division Office of the Recorder

document number 677501, lot no. L5231-2-2, Dededo is owned by Joseph Taijeron Cruz. Mr. Jorge Cardona (Respondent) leases the property and stores vehicles, heavy equipment, used tires, and other equipment. The Respondent also owns and operates Best Car & Truck Service (BCTS), providing towing, repair, and rental services. According to Guam EPA records, a Notice of Violation and Order of Compliance was issued to Mr. Cardona in 2013 and 2020 for similar solid waste violations.

Lot no. L5231-2-1 (Site 2), Dededo, is located south of lot no. L5231-2-2 along Uhang Street. According to the Land Records Division Office of the Recorder Document Number 0318508, lot no. L5231-2-1, Dededo is owned by Felix A & Veneranda L. Arceo. Mr. Cardona stores vehicles and equipment on the property without the property owner's consent.

Both properties are situated over the Northern Aquifer and within the Ground Water Protection Zone (indicated in the red lines in Figure 1). The properties are surrounded by residential homes and are agricultural and residentially zoned.

INSPECTION

On October 18, 2022, Guam EPA received a complaint regarding the storage of leaking heavy equipment (dump trucks, pay loaders, tankers, and semis) located at the corner of Uhang Street and Chalan Josen Olympia, Dededo.

On November 30, 2022, in collaboration with the Department of Public Works and the Guam Environmental Protection Agency (Guam EPA), Mr. Rudy Cabana, DPW Chief Planner, and representatives from Guam EPA, Messrs. Glenn San Nicolas, Environmental Health Specialist (EHS) Supervisor, and Reid Aguon, EHS I, met with the Respondent concerning the complaint. After proper introductions and explaining the purpose of the complaint, Mr. Cardona allowed the Guam EPA to inspect the property since the Respondent was not physically able to accompany Guam EPA on the inspection.

According to the Respondent, the vehicles and equipment belonged to him and were not a part of the business. Then later mentioned that he stores, repairs, and uses heavy equipment for his business. DPW explained the zoning requirements for this area and that the operation requires an industrial zone since the site resembles a junkyard with numerous vehicles and heavy equipment in an agricultural /residential area.

During the inspection, Guam EPA observed approximately forty-four (44) units of heavy equipment consisting of buses, flatbed trucks, dozers, forklifts, tow trucks, graders, bobcats, boom trucks, tanker trucks, box trucks used as storage, dump trucks, operational dump trucks with Best Car & Towing Service logos on them, and miscellaneous heavy equipment parts, engine blocks, truck cabs, chassis, and trailers on the ground and in overgrown vegetation. In addition, approximately ten (10) drums of petroleum product, two (2) uncovered five (5) gallon buckets of used oil, evidence of stained petroleum soils (located underneath heavy equipment), household waste, and approximately three hundred (300) used tires on Site 1. Also, Guam EPA observed heavy equipment and vehicles on Site 2 (adjacent lot) along Uhang Street.

On December 15, 2022, Guam EPA representative Mr. Glenn San Nicolas inspected Site No. 2. Guam EPA observed seven (7) vehicles, a tractor-trailer, a backhoe, and a street sweeper in vegetation.

OUT BRIEF

November 30, 2022

Guam EPA observed the following:

1. Filled and partially filled 55-gallon drums on the property.
 - a. According to Mr. Cardona, the grey drums contained hydraulic oil and were not sure what the other drums contained.
 - b. Guam EPA recommended having an environmental company identify the contents of the unidentified drums and properly dispose of them if not needed.
2. Open containers with liquid under heavy equipment.
 - a. Guam EPA recommended properly collecting and storing the containers to prevent spilling onto the ground and properly disposing of them.
3. Petroleum stained soils on the property and underneath heavy equipment.
4. An excessive amount of used tires in vegetation and around the property.
 - a. Guam EPA recommended making an appointment with Mr. Rubbishman for the disposal of the used tires. Meanwhile, collect and cover the used tires behind one of the working dump trucks for delivery to Mr. Rubbishman.
5. An excessive amount of heavy equipment and vehicles on the property.
6. Loose litter around the property
7. Miscellaneous vehicle/heavy equipment parts around the property.
8. Miscellaneous vehicles/heavy equipment located on the adjacent lot.

Guam EPA recommended removing and properly disposing of all the waste on the property.

December 21, 2022

Via phone:

Guam EPA observed the following on December 15, 2022, on the adjacent property (Site 2)

1. Seven (7) vehicles on the adjacent property (Site 2).
2. A tractor-trailer, a backhoe, and a street sweeper in vegetation.
3. Four (4) Used tires next to the tractor-trailer

Guam EPA recommended removing and properly disposing of all the waste on the property.

Site Photos



Fig. 2 Areas of concern: Lot no. L5231-2-1 on Uhang Street and lot no. L5231-2-2 at the Corner of Uhang St. and Chln. Josen Olympia, Dededo.



Photo No. 1

Date Taken: 11/30/2022

Location: Site 1/Corner of Chln. Josen Olympia and Uhang, Dededo

Description: Cars, heavy equipment, and misc. solid waste on the property



Photo No. 2

Date Taken: 11/30/2022

Location: Site 1/Chln. Josen Olympia, Dededo North end of the property

Description: Tow Truck no. 1



Photo No. 3

Date Taken: 11/30/2022

Location: Site 1/Chln. Josen Olympia, Dededo Northern end of the property

Description: Tow Truck no. 2, Best Car & Truck Heavy Equipment Rental



Photo No. 4

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Tow Truck no. 3 and tires covered in vegetation



Photo No. 5

Date Taken: 11/30/2022

Location: Site1/ Middle South end of the property

Description: Tow Truck no. 4, Roadside Towing fuel container, trash, and equipment parts



Photo No. 6

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Tow Truck no. 5, Century. Partially covered in vegetation.



Photo No. 7

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Tow Truck no. 6, Roadside Towing. On jack stands with no engine.



Photo No. 8

Date Taken: 11/30/2022

Location: Site 1/ Middle of the property on the Chln. Josen Olympia side

Description: Tow Truck no. 9.



Photo No. 9

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property. On the Chln. Josen Olympia side

Description: Flatbed truck no. 1. Litter, white goods tires in the background.



Photo No. 10

Date Taken: 11/30/2022

Location: Site 1/ Southern end property on the Chln. Josen Olympia side

Description: Flatbed truck no.2. Misc. heavy equipment in the background



Photo No. 11

Date Taken: 11/30/2022

Location: Site 1/ Middle of the property on the Chln. Josen Olympia side

Description: Flatbed truck no. 3 /Misc. truck parts in the background



Photo No. 12

Date Taken: 11/30/2022

Location: Site 1/ Middle South of the property

Description: Flatbed truck no. 4/Misc. truck parts and used tires in the background



Photo No. 13

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property, Chln. Josen Olympia

Description: Forklift no. 1 covered in vegetation/ cars, buses, used tires, 55gal drum hydraulic fuel, & 275 gals. Intermediate Bulk Container IBC Tank in the background



Photo No. 14

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property, Chln. Josen Olympia

Description: Forklift no. 2/ Dozer no. 1/trash IBC container, bus, and misc. vehicles in the background



Photo No. 15

Date Taken: 11/30/2022

Location: Site 1/ Northwestern side of the property. Chln Josen Olympia side

Description: Forklift no. 3/ litter, fuel tanker truck, and used tires in the background



Photo No. 16

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property off Chln. Uhang

Description: Forklift no. 4/ misc. heavy equipment and used tires in the background



Photo No. 17

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property off Chln. Uhang

Description: Forklift no. 5/ misc. heavy equipment covered in vegetation in the background



Photo No. 18

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property off Chln. Josen Olympia

Description: Bus no. 1/misc. cars and equipment used tires, and containers in the background



Photo No. 19

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property off Chln. Josen Olympia

Description: Bus no. 2/misc. car parts and heavy equipment in the background



Photo No. 20

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Bus no. 3 covered in vegetation/ Misc. heavy equipment and a box truck in the background



Photo No. 21

Date Taken: 11/28/2022

Location: Site 1/ Northern area off Chln. Josen Olympia

Description: Dozer no. 1/ trash, car, bus, and misc. cars in the background



Photo No. 22

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property

Description: Dozer no. 2 is covered in vegetation



Photo No. 23

Date Taken: 11/30/2022

Location: Site 1/ northern end of the property off Chln. Josen Olympia

Description: Boom truck no. 1 in overgrown vegetation



Photo No. 24

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property off Chln. Josen Olympia

Description: Boom truck no. 2 / misc. heavy equipment in the background



Photo No. 25

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property off Chln. Josen Olympia

Description: Grader/ misc. heavy equipment in the background



Photo No. 26

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property off Chln. Josen Olympia

Description: Dump truck no. 1, Best Car & Truck Heavy Equipment Rental/ evidence of spill/ sorbent pad on the ground



Photo No. 27

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property. ChIn Josen Olympia side

Description: Dump truck no. 2, Best Car & Truck Heavy Equipment Rental/ tanker truck, misc. heavy equipment, and litter in the background



Photo No. 28

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property. ChIn Josen Olympia side

Description: Dump truck no. 3/ misc. heavy equipment parts, boom truck. Trailers and metals in the background



Photo No. 29

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property. Chln. Josen Olympia side

Description: Dump truck no. 4 Best Car & Truck Heavy Equipment Rental/surrounded by misc. tow truck and heavy equipment parts



Photo No. 30

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property off Chln. Uhang

Description: Dump trucks and cars



Photo No. 31

Date Taken: 11/30/2022

Location: Site 1/Eastern side of the property off Chln. Uhang

Description: Dump truck no. 5/is surrounded by dump trucks, cars, tires, and litter



Photo No. 32

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property off Chln. Uhang

Description: Dump truck no.6 /surrounded by dump trucks, cars, and car parts



Photo No. 33

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property off Chln. Uhang

Description: Dump truck no. 7/ surrounded by dump trucks



Photo No. 34

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property off Chln. Uhang

Description: Dump truck no. 8/ surrounded by dump trucks



Photo No. 35

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property off Chln. Uhang

Description: Dump truck no. 9 (Best Car & Truck Heavy Equipment Rental)/ surrounded by dump trucks. Litter visible in the background



Photo No. 36

Date Taken: 11/30/2022

Location: Site 1/Eastern side of the property off Chln. Uhang

Description: Dump truck no. 10 (Best Car & Truck Heavy Equipment Rental)



Photo No. 37

Date Taken: 11/30/2022

Location: Site 1/Northwestern end of the property next to a residential home

Description: 76 Tanker truck no. 1 /metals consisting of car stand, hydraulic arms, augers, and metal parts along the fence

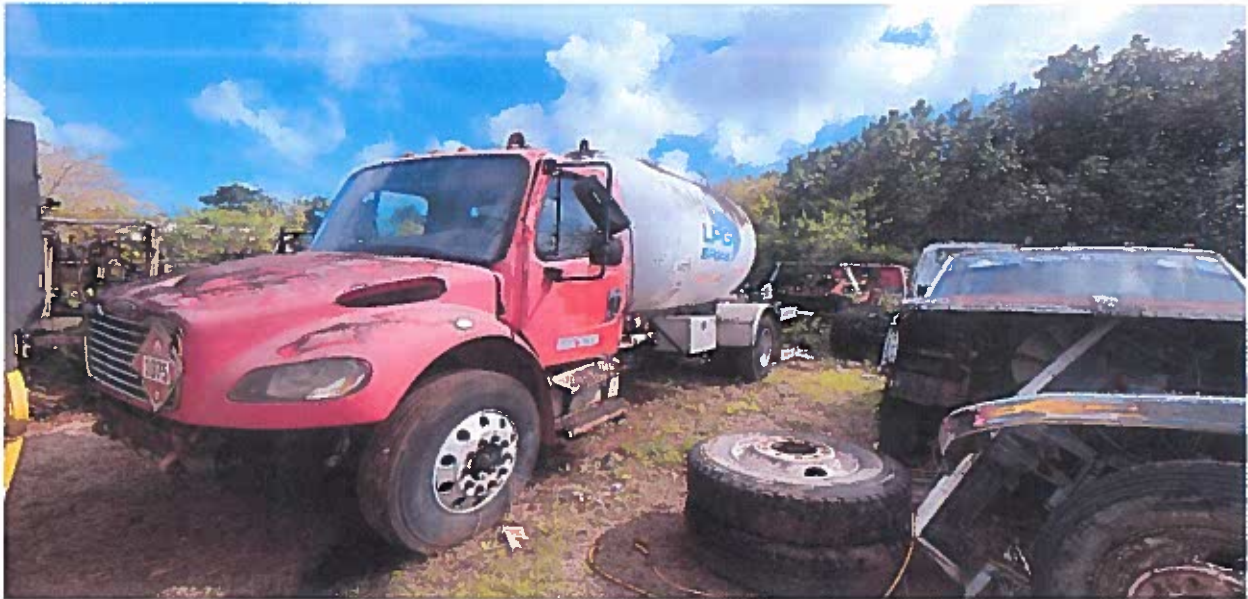


Photo No. 38

Date Taken: 11/30/2022

Location: Site 1/ Middle South of the property/ ChIn Josen Olympia side

Description: LPG SP Gas tanker truck, used tires, and cars in the background



Photo No. 39

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property/ Chln Josen Olympia side

Description: Roller surrounded by used tires, heavy equipment, and misc. metals



Photo No. 40

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Bobcat next to used tires and misc. heavy equipment and parts



Photo No. 41

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Truck next to the roller and used tires



Photo No. 42

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Backhoe frame covered in vegetation surrounded by misc. metals and trucks



Photo No. 43

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property along the tree line

Description: Box trucks no. 1 &2 in vegetation



Photo No. 44

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property along the tree line

Description: Box truck nos. 3&4 in vegetation/ used tires, utility trailer, and misc. metals in the background



Photo No. 45

Date Taken: 11/30/2022

Location: Site 1/ Middle of the property

Description: Box truck no. 5 is partially covered in vegetation/ 5-gal. containers underneath the Box truck



Photo No. 46

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property on the Chln. Josen Olympia side

Description: Truck cab



Photo No. 47

Date Taken: 11/30/2022

Location: Site 1/ Western side of the property

Description: Misc. pipes, tire hubs, engines, transmissions equipment along the fence line



Photo No. 48

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Trailer of parts. Used tires and misc. equipment in the background



Photo No. 49

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property along the tree line

Description: Stacked Utility trailers



Photo No. 50

Date Taken: 11/30/2022

Location: Site 1/ Middle of the property

Description: Trailer of misc. metals, used tires, toilet, utility truck bed, and truck front grill



Photo No. 51

Date Taken: 11/30/2022

Location: Site 1/ Middle area

Description: Pile of misc. parts covered in vegetation



Photo No. 52

Date Taken: 11/30/2022

Location: Site 1/ Middle area

Description: Bed liner with white goods and misc. metals



Photo No. 53-54

Date Taken: 11/30/2022

Location: Site 1/ Northern end of the property along Chln. Josen Olympia

Description: F150 and Nissan Frontier trucks with expired license plates

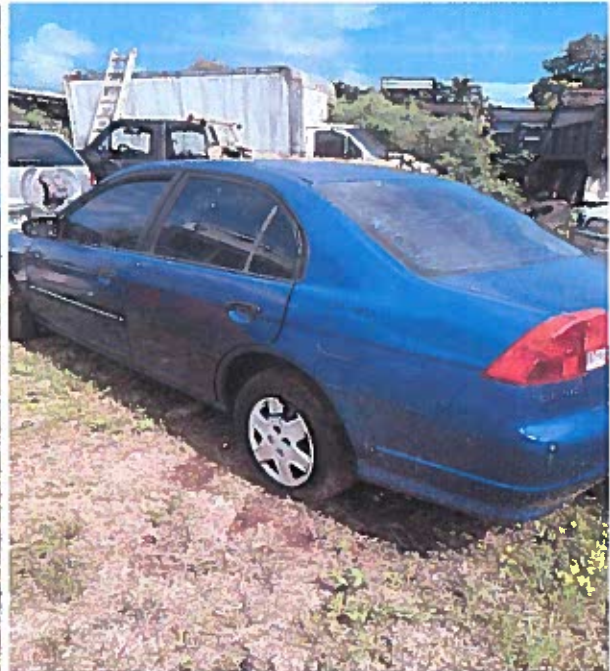


Photo No. 55-56

Date Taken: 11/30/2022

Location: Site 1/ Middle of the property

Description: Expired grey Toyota and blue Honda Civic



Photo No. 57-58

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: BMW and Dakota truck with expired plates



Photo No. 59-60

Date Taken: 11/30/2022

Location: Site 1/ Northern area on the Chln Josen Olympia side

Description: Truck cab and Nissan truck with a missing tire



Photo No. 61-62

Date Taken: 11/30/2022

Location: Site 1/ Southwestern & Northern end of the property on the Chln. Josen Olympia side

Description: Truck and Honda civic (Northern end of the property w/ expired license plates



Photo No. 63-64

Date Taken: 11/30/2022

Location: Site 1/ Northern side of the property along Chln. Josen Olympia

Description: Toyota station wagon and Nissan truck w/ expired plates



Photo No. 65-66

Date Taken: 11/30/2022

Location: Site 1/ Northern side of the property along Chln. Josen Olympia

Description: Grey Toy. SUV and white Toy. RAV w/ expired plates



Photo No. 67-68

Date Taken: 11/30/2022

Location: Site 1/ Eastern area along Chln Uhang

Description: Black car and white Volkswagon with expired plates



Photo No. 69-70

Date Taken: 11/28/2022

Location: Site 1/ Eastern side of the property on the Chln. Uhang side

Description: Nissan Sentra and SUV with florescent light bulbs inside it



Photo No. 71-72

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property along Chln Uhang

Description: Chevy Colorado truck and Red Toy. Rav w/ expired license plates



Photo No. 73-74

Date Taken: 11/30/2022

Location: Site 1/ Eastern Middle area on the ChIn Uhang side

Description: Hyundai Hatchback and Blue Subaru with expired license plates



Photo No. 75-76

Date Taken: 11/30/2022

Location: Site 1/ Eastern side rear along ChIn Uhang

Description: Nissan truck and Ford truck with expired plates



Photo No. 77-78

Date Taken: 11/30/2022

Location: Site 1/ Eastern side of the property/ Northern side of the property

Description: Used tires stacked next to the house on Site 1

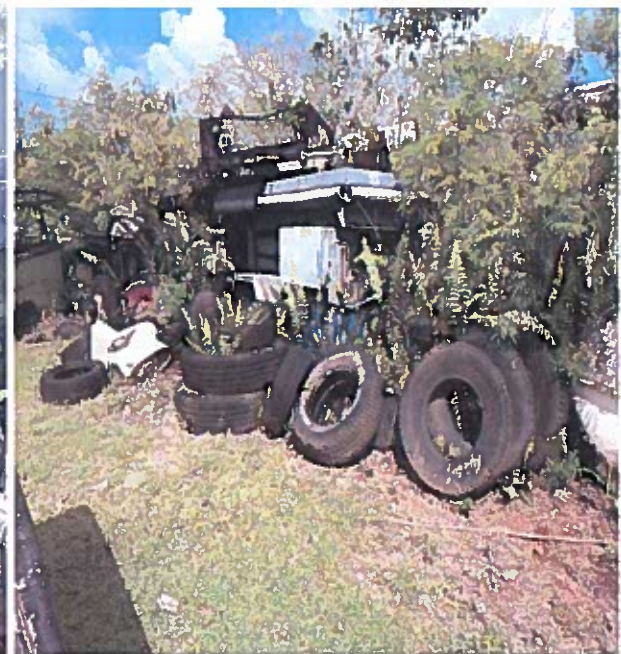


Photo No. 79-80

Date Taken: 11/30/2022

Location: Site 1/ Southern end of the property

Description: Used tires along the vegetation mixed with misc. equipment parts

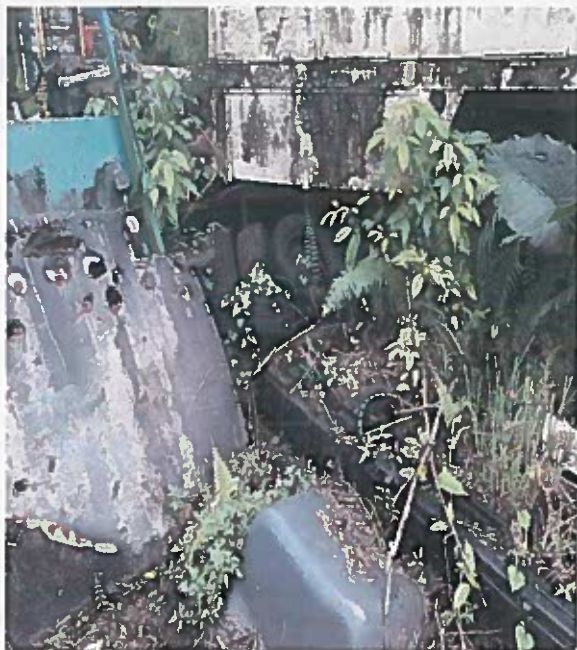


Photo No. 81-82

Date Taken: 11/30/2022

Location: Site 1/ Chln. Josen Olympia side of the property South/ middle

Description: Used tires underneath and next to cars and heavy equipment

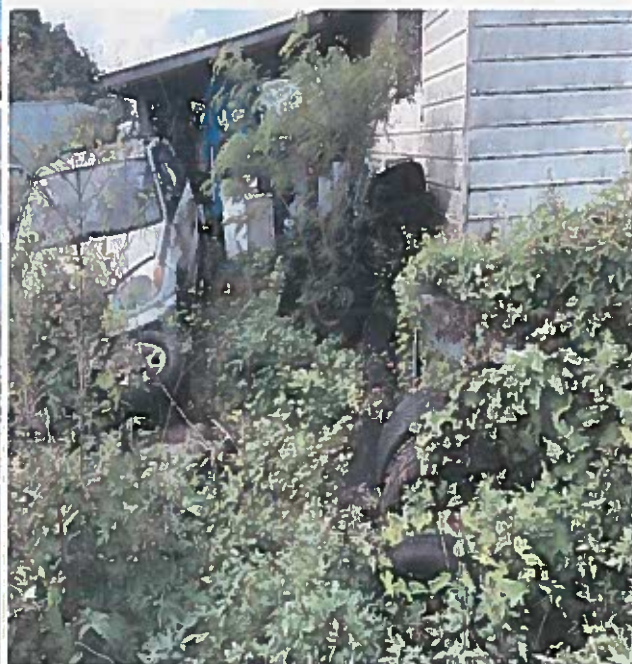


Photo No. 83-84

Date Taken: 11/30/2022

Location: Site 1/ Western side of the property

Description: Used tires with and without rims, some covered in overgrown vegetation



Photo No. 85-86

Date Taken: 11/30/2022

Location: Site1/ Southern end of the property

Description: Used Commercial and passenger tires stacked by equipment



Photo No. 87-88

Date Taken: 11/30/2022

Location: Site1/ North middle of the property and Southern end of the property

Description: 55 gals. drums of unknown product behind the blue bus and in the white box truck



Photo No. 89-90

Date Taken: 11/30/2022

Location: Site1/ Northern end of the property

Description: 55 gals. drums of hydraulic oil



Photo No. 91-92

Date Taken: 11/30/2022

Location: Site 1/ North and West side of the property

Description: Grey 55 gal. The drum of hydraulic oil & used tires on a rusty drum by the house.

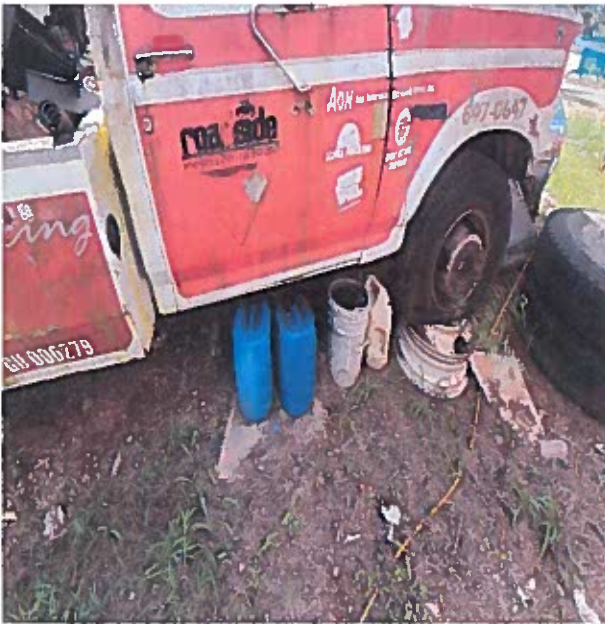


Photo No. 93-94

Date Taken: 11/30/2022

Location: Site 1/Middle South

Description: Containers of unknown product underneath a Roadside Tow truck



Photo No. 95-96

Date Taken: 11/28/2022

Location: Site 1/ Northeast area and North side of the property

Description: Fuel containers next to the house and unknown product in 5 gals. containers next to the bus



Photo No. 97-98

Date Taken: 11/30/2022

Location: Site 1/ Northeast area

Description: Absorbent pads and petroleum-stained soils under the dump truck



Photo No. 99-100

Date Taken: 11/28/2022

Location: Site 1/ Northeast area

Description: Petroleum stained soils by truck and under truck next to the house



Photo No. 1-2

Date Taken: 12/15/2022

Location: Site 2/ Eastern area

Description: Seven (7) vehicles (V) on site 2 (left photo) V 1 of 7 Greg Mitsubishi, Montero (MTE5884)



Photo No. 3-4

Date Taken: 12/15/2022

Location: Site 2/ Northeast area

Description: V no. 2 Blue Nissan (MG2453)& V no. 3 of 7 truck frame



Photo No. 4-5

Date Taken: 12/15/2022

Location: Site 2/ Northeast area

Description: V no. 4 (Hyundai/ Tum 5226)& Nissan Sentra (Yig 7491) V no. 5 of 7



Photo No. 6-7

Date Taken: 12/15/2022

Location: Site 2/ Northeast area

Description: SUV AHT 6623 V no. 6 of 7



Photo No. 7-8

Date Taken: 12/15/2022

Location: Site 2/ Eastern area by Chln. Uhang

Description: V no. 7 of 7 truck (left photo) Tractor Trailer along easement (right)



Photo No. 9-10

Date Taken: 12/15/2022

Location: Site 2/ Northeast area

Description: Tractor-trailer (left) Backhoe (middle) used tires (right)



Photo No. 11-12

Date Taken: 12/15/2022

Location: Site 2/ East side, Chln. Uhang

Description: Street Sweeper along the public easement



AHENSIAH PRUTEKSION LINA'LA GUÅHAN

NOTICE OF INTENT TO APPEAL – NOTICE OF DEFENSE

I, _____, have received your Notice of Violation, Order of Compliance and/or Administrative Penalty Order dated _____, charging me for violations and/or imposing penalties and/or other orders, and I wish to:

☐ **REQUEST FOR A HEARING AND**

☐ Object to the accusation on the ground that it does not state acts or omissions upon which the agency can proceed.

☐ Object to the form of the accusation on the ground that it is so indefinite or ambiguous that I cannot identify the infraction or prepare my defense.

☐ Wish to prepare a new matter in my defense

☐ Admit to the accusation in part

☐ **ADMIT TO THE ACCUSATION IN WHOLE**

☐ **VERIFIED PETITION:** *Under penalty of perjury*, I hereby declare that the following constitutes my legal and factual basis for this appeal (USE ADDITIONAL SHEETS IF NECESSARY):

My mailing address is: _____

PRINTED NAME

SIGNATURE

DATE

GUAM EPA CASE#: SW 23-003

